IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

Writ Petition No. 1169 of 2006 (S/S)

Pushkar Singh
S/o Shri Narayan Singh
R/o Village-Rangtoli, Post Office Lasyari
Tehsil and District Chamoli ……. ….Petitioner

Versus

State of Uttaranchal and others **……..Respondents.**

Shri Pankaj Purohit, learned counsel for the petitioner.
Learned Standing Counsel for the respondents.

Hon'ble Prafulla C. Pant, J

Learned counsel for the parties are present.

2. Learned counsel for the petitioner states that the relief No. 1, whereby the direct recruitment has been challenged, has become infructuous, as the selection process is already over. As far as the relief No. 2 relating to regularization in service is concerned, it is pertinent to mention here that the petitioner, who is engaged on a consolidated salary, has sought regularization in service in a grant in aid institution.

3. In view of the principle of law laid down in ***Secretary State of Karnataka Vs. Uma Devi, reported in (2006) 4 Supreme Court Cases, Pg. 01*** wherein it has been held that the workers on daily wages or the persons who get employed without undergoing regular selection process, should not be permitted to be absorbed or regularised against the constitutional scheme of public employment, this Court is not inclined to issue direction to

regularize services of the petitioner, as such, the petition is liable to be dismissed.

4. The writ petition is dismissed. Interim order, if any, stands vacated. (All pending applications also stand disposed of).

Dt. 02.12.2006 **(Prafulla C. Pant, J.)**

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